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And CYTYC SURGICAL PRODUCTS II, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

XOFT, INC.,

Plaintiff,

vs.

CYTYC CORPORATION and PROXIMA
THERAPEUTICS, INC.,

Defendants.

AND RELATED COUNTERCLAIMS.

) Case No. CV 05-05312 RMW (RS)

)

) ~~[PROPOSED]~~ ORDER SEALING EXHIBIT
) 1 TO THE DECLARATION OF MONTE
) M.F. COOPER IN SUPPORT OF XOFT'S
) MOTION TO COMPEL CYTYC TO
) PROVIDE VERIFIED RESPONSES
) WITHOUT OBJECTION TO XOFT'S
) FIRST SET OF INTERROGATORIES,
) INCLUDING (BUT NOT LIMITED TO)
) INTERROGATORIES 19 & 26-37 (DOC.
) NO. 139).

)

)

)

Date: July 11, 2007

Time: 9:30 am

Room: Courtroom 4 (5th Floor)

Judge: Hon. Richard Seeborg

[PROPOSED] ORDER SEALING EXS.
Case No. CV 05-05312 RMW (RS)

~~PROPOSED~~ ORDER

The Court, having considered Xoft, Inc.'s Administrative Motion To File Under Seal Exhibit 1 To The Declaration Of Monte M.F. Cooper In Support Of Xoft's Motion To Compel Cytyc To Provide Verified Responses Without Objection To Xoft's First Set Of Interrogatories, Including (But Not Limited To) Interrogatories 19 & 26-37 (Doc. No. 139), and the Declaration of Henry C. Su in support of that motion, finds that good cause exists pursuant to Civil L.R. 79-5 for the Motion and hereby orders that the Motion is GRANTED in as to Exhibits 11 and 19-25.

The clerk shall maintain under Seal the Confidential Versions of Exhibit 1 To The Declaration Of Monte M.F. Cooper In Support Of Xoft's Motion To Compel Cytyc To Provide Verified Responses Without Objection To Xoft's First Set Of Interrogatories, Including (But Not Limited To) Interrogatories 19 & 26-37 (Doc. No. 139).

It is SO ORDERED.

Dated: June 14, 2007



RICHARD SEEBORG
United States District Court Magistrate Judge

CERTIFICATE OF SERVICE

As required by Civil Local Rule 5-6(a)(2), the undersigned hereby certifies that on June 6, 2007, a true and correct copy of:

[PROPOSED] ORDER SEALING EXHIBIT 1 TO THE DECLARATION OF MONTE M.F. COOPER IN SUPPORT OF XOFT'S MOTION TO COMPEL CYTYC TO PROVIDE VERIFIED RESPONSES WITHOUT OBJECTION TO XOFT'S FIRST SET OF INTERROGATORIES, INCLUDING (BUT NOT LIMITED TO) INTERROGATORIES 19 & 26-37 (DOC. NO. 139).

was served on the following counsel of record for Xoft, Inc. electronically through this Court's Electronic Case Filing System, in accordance with Civil Local Rule 5-5(b):

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/s/ Henry C. Su
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